

Message Text

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PAGE 01 STATE 008399
ORIGIN DHA-02

INFO OCT-01 ARA-06 IO-13 ISO-00 ORM-02 VO-03 SCA-01 /028 R

DRAFTED BY D/HA/ORM:LARTHUR:CML
APPROVED BY D/HA - JLCARLIN
D/HA/ORM - SCLOWMAN
ARA/ECA - FRONDON
ARA/ECA - RELTZ
-----140051Z 035810 /60

P R 132259Z JAN 77
FM SECSTATE WASHDC
TO AMEMBASSY BRASILIA PRIORITY
INFO AMEMBASSY BUENOS AIRES
AMCONSUL RIO DE JANEIRO
AMCONSUL SAO PAULO
USMISSION GENEVA

C O N F I D E N T I A L STATE 008399

E.O. 11652: XGDS-2

TAGS: SREF, PFOR, BR (JORGE FOCHE)

SUBJECT: ARGENTINE ASYLUM SEEKER

REF: (A) BRASILIA 69; (B) BUENOS AIRES 102

1. DEPT. CONCURS WITH ACTION PROPOSED BY EMBASSY PARA 4, REFTEL A.
2. WE HAVE CONSISTENTLY HELD THE OPINION THAT AYSLUM IS THE RIGHT AND RESPONSIBILITY OF THE COUNTRY IN WHICH THE REQUEST IS MADE, IN THIS CASE BRAZIL. BRAZIL IS A SIGNATORY TO THE CONVENTION AND PROTOCOL RELATING TO THE STATUS OF REFUGEES WHICH IMPOSE CERTAIN OBLIGATIONS INCLUDING THE PROHIBITION AGAINST THE EXPULSION (REFOULE-
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MENT) OF A REFUGEE TO A COUNTRY WHERE HE WOULD BE PERSECUTED BECAUSE OF RACE, RELIGION, NATIONALITY, MEMBERSHIP OF A PARTICULAR SOCIAL GROUP, OR POLITICAL OPINION. WE BELIEVE THIS TO BE ESSENTIALLY A BRAZIL/ARGENTINA PROBLEM.

3. MR. FOCHE HAS A NUMBER OF ALTERNATIVES OPEN TO HIM, INCLUDING THE POSSIBILITY OF OBTAINING ASYLUM IN BRAZIL.

AT PRESENT, THERE DOES NOT APPEAR TO BE THE LIKELIHOOD OF REFOULEMENT TO ARGENTINA BY GOB. HOWEVER, THE UNHCR IS ALREADY INVOLVED IN THIS CASE AND CAN INTERVENE ON HIS

BEHALF SHOULD THIS EVER BE CONTEMPLATED. FOCHE ALSO HAS THE OPTION OF SEEKING RESETTLEMENT IN OTHER THIRD COUNTRIES, AN ALTERNATIVE WHICH HE SEEMS ONLY TO BE EXPLORING NOW. FYI - ESTABLISHED CRITERIA FOR POSSIBLE CONSIDERATION OF SUCH A REQUEST NAMELY, IMMINENT DANGER OF REFOULEMENT AND EXHAUSTION OF ALL ALTERNATIVES ARE NOT, AT PRESENT, INVOLVED IN THIS CASE. WE, THEREFORE, RELUCTANT TO ESTABLISH PRECEDENT BY CONSIDERING CASE AT THIS STAGE. END FYI.

4. EMBASSY IS REQUESTED TO KEEP DEPT. ADVISED OF DEVELOPMENTS OF THIS CASE.
KISSINGER

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: REFUGEES, POLITICAL ASYLUM
Control Number: n/a
Copy: SINGLE
Sent Date: 13-Jan-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: LARTHUR:CML
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Subject: ARGENTINE ASYLUM SEEKER
TAGS: SREF, PFOR, BR, (FOCHE, JORGE)
To: BRASILIA
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/630405da-c288-dd11-92da-001cc4696bcc
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